

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

UNITED STATES OF AMERICA)	
)	
V.)	CASE NO: 3:07-CR-317-WKW
)	
ROBERT DOUGLAS BARNETT)	

MOTION TO PERMIT FILING

Comes the Defendant, by counsel, and respectfully requests permission to file his Objections to the Recommendation of the Magistrate Judge (Doc. 35). These objections were due by April 17, 2008 and were filed before the opening of the Clerk's office, on April 18, 2008. In support of this Motion, defendant would show that neither the Court nor any party will be prejudiced by a filing six hours out of time, and defense counsel was unable to timely complete the filing due to work and family obligations and computer difficulties.

WHEREFORE, Mr. Barnett respectfully requests that this Motion be granted.

Respectfully submitted,

s/Christine A. Freeman
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CERTIFICATE OF SERVICE

I hereby certify that on April 18, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following: Nathan Stump, Assistant United States Attorney, 131 Clayton Street, Montgomery, AL.

s/Christine A. Freeman

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